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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/447,658	11/23/1999	SATOSHI MUKOGAWA	1075.1123/JD	4075
21171	7590	06/27/2005	EXAMINER	
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			NGUYEN, NGA B	
		ART UNIT		PAPER NUMBER
				3628

DATE MAILED: 06/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	b7 MUKOGAWA, SATOSHI
	09/447,658		
	Examiner Nga B. Nguyen	Art Unit 3628	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

1) Responsive to communication(s) filed on 13 January 2005.

2a) This action is **FINAL**.                    2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4) Claim(s) 1-41 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) 1-41 is/are rejected.

7) Claim(s) \_\_\_\_\_ is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All    b) Some \* c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) Notice of References Cited (PTO-892)  
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.

4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.

5) Notice of Informal Patent Application (PTO-152)  
6) Other: \_\_\_\_\_.



### **DETAILED ACTION**

1. This Office Action is the answer to the Amendment filed on January 13, 2005, which paper has been placed of record in the file.
2. Claims 1-41 are pending in this application.

#### ***Response to Arguments/Amendment***

3. Applicant's arguments with respect to claims 1-41 have been considered but are moot in view of new grounds of rejection.
4. Applicant's amendment necessitated the new grounds of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-41 are rejected under 35 U.S.C. 103(a) as being unpatentable over Vajk et al, U.S. Patent No. 5,256,033 in view of Semple et al, U.S. Patent No. 6,085,177, and further in view of Japanese Patent Laid-Open Publication No. HEI 7-319975.

Regarding to claims 1 and 18-20, Vajk discloses an automated financial transaction system comprising:

a plurality of automated tellers machines (ATM), each of ATMs performing various transactions responsive to operations by customers, ATMs comprising a first ATM having a message inputs section to input a message for a remittance destination during a remittance transaction (figure 1 and column 3, lines 50-60, ATM terminals 22, 24, 26, 28; column 9, lines 1-55, ATM having a message inputs section); and

a management apparatus, communicably connected with each of ATMs via an exclusive line, managing the transactions performed by each ATM (figure 1 and column 22, lines 10-40, User's Financial Institution Processor 46 connected with each of ATMs via data communication networks 62 and 16); and

a message depository, communicably connected with first ATM via a communications network, storing the message input by message input section of first ATM (figure 1 and column 16, line 30-column 17, line 5, Store and Forward Message Switch 52 connected with first ATM via a communication network 42 or 64),

said first ATM sending message to message depository via communications network for storage and also sending remittance information via exclusive line (column 5, line 44-column 6, line 29, the user interacts with the ATM terminal 22, 24, 26 or 28 to send message to the Store and Forward Message Switch 52 for storage; column 25, lines 22-42, the user at one of the terminals 22, 24, 26 or 28 sends a debit or credit card information (equivalent to remittance information) to the User's Financial Institution Processor 46); and

said management apparatus storing the remittance information, received from the first ATM, to manage the message input by message input section of first ATM for financial transactions based upon communication with the message depository (column 25, lines 43-46; column 24, lines 50-65; column 23, lines 36-67, the User's Financial Institution Processor 46 stores user's account records includes debit or credit card information for verification and billing purpose).

Vajk does not disclose communication network is public communications network comprises Internet or Intranet (claims 18-19), that is separate from the exclusive line, and the associated depository information indicates a site where message is stored in message depository. However, Semple discloses the modified ATM machines in which the user can access to public communication network such as Internet, that separates from the exclusive line (see column 4, lines 5-58 and figure 1). Semple's system provides the user access to both normal ATM transactions and to the Internet. The user first connects to the bank (via well known exclusive line of the banking network), then the bank connects the user to the public communication network (Internet). Thus the public communication network is separate from the exclusive line of the banking network. Also, in figure 1, the bank 222 connects to the ATM machine and to the Internet via two separate lines. Therefore, it would have been obvious to one with

ordinary skill in the art at the time the invention was made to modify the Vajk's ATM machines to include Internet access feature for the purpose of providing more convenient for the many users can access to the Internet at ATM machine, not just at home, to perform many Internet transaction such as using electronic mail message.

Vajk does not disclose said first ATM sending the associated depository information to said management apparatus and said management apparatus storing the associated depository information, received from the first ATM, for management purposes. Moreover, it is well known in the art that the ATM sending the associated depository information to management apparatus, the management apparatus storing the associated depository information, for management purposes. For example, Japanese Patent Laid-Open Publication No. HEI 7-319975 discloses the user can input a message (image, voice) for the remittance destination from a camera and/or a voice input section of the remittance-source ATM, an accounting host computer stores the image and/or voice message from the remittance source together with the information about the remittance source, then sending the message stored in the accounting host computer to an ATM in the form of communicating data when the remittance-destination customer has access to the message from the last-named ATM, and finally inputting the receive message from an output device of the last-name ATM (see applicant specification page 4, line 8-21). Thus the prior art allows the user at first ATM sends both the remittance information and the associated depository information to the management apparatus. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the Vajk's ATM machines modified by Semple's to include the feature above for the purpose of improving the security when conducting remittance transaction at the ATM because the remittance-destination customer can recognize the remittance source by image and/or voice.

Japanese Patent HEI 7-319975 described in the example above, does not teach the associated depository information indicates a site where message is stored. However, the depository information indicates a site where message is stored is well known in the art. The use of hyperlink in communicating data via the Internet is well known. Instead of transferring a large amount of data such as image or voice, the conventional technique uses the hyperlink to retrieve the information. There exist many depository servers, the user can upload personal information such as image, voice, text, the depository server stores such information, when the user communicates the information to the other user, he does not need to transfer a large amount of data, he only indicate to the other user the Internet address of the data stored in the depository server via the hyperlink, the recipient can click on the hyperlink to retrieve the information. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the Vajk's ATM machines modified by Semple's and Japanese Patent HEI 7-319975 to include the feature for the purpose of eliminating the need of communicating the large amount of message data.

Vajk does not disclose management apparatus communicate with the message depository via the public communications network. However, communicating via public communication network such as the Internet is well known in the art. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to modify the Vajk's ATM machines modified by Semple's and Japanese Patent HEI 7-319975 to include the feature for the purpose of providing more convenient in communication via the public communication network.

Regarding to claim 2, Vajk further discloses an information terminal communicably connected with said first ATM via said communications network such

that said first ATM notifies said information terminal of said depository information via communications network (column 6, lines 47-57).

Regarding to claim 3, Vajk further discloses an information terminal communicably connected with said management apparatus via said communications network such that said management apparatus notifies said information terminal of said depository information via said communications network (column 6, lines 58-column 7, line 2).

Regarding to claim 4, Vajk further discloses the notification of said depository information is recognized by a remittance-destination customer at said information terminal, said information terminal is responsive to a request of the remittance-destination customer to read from said message depository said message from a remittance source, based on said notified depository information, and to reproduce said message at said information terminal (column 6, lines 58-column 7, line 2).

Regarding to claim 5, Vajk further discloses the notification of said depository information is recognized by a remittance-destination customer at said information terminal, said information terminal is responsive to a request of the remittance-destination customer to read from said message depository said message from a remittance source, based on said notified depository information, and to reproduce said message at said information terminal (column 6, lines 10-20).

Regarding to claim 6, Vajk further discloses ATMs include a second ATM communicably connected with said message depository via said communications network and having a message reproducing section for reproducing said message from the remittance source which message is stored in said message depository; and wherein when said message from the remittance source is recognized by the remittance-destination customer at second ATM, said second ATM reads from said

message depository information obtained from said management apparatus, and reproduces said message on said message reproducing section.(column 6, lines 10-45).

Regarding to claim 7, Vajk further discloses ATMs including a second ATM, wherein when said message from the remittance source is recognized by the remittance-destination customer at said second ATM, said second ATM obtains from said managements apparatus said depository information of said message from the remittance source and prints said depository information on a passbook of the remittance-destination customer and notifies the remittance-destination customer of said depository information (column 9, line 55-column 10, line 6).

Regarding to claim 8, Vajk further discloses ATMs including a second ATM, wherein when said message from the remittance source is recognized by the remittance-destination customer at said second ATM, said second ATM obtains from said management apparatus said depository information and prints said depository information on a slip addressed to the remittance-destination customer and notifies the remittance-destination customer of said depository information (column 9, line 55-column 10, line 6).

Regarding to claim 9, Vajk further discloses information terminal is communicably connected with said message depository of each said ATM via said communications network and has a message reproducing function for reproducing said message from the remittance source which message is stored in said message depository, said information terminal being operable to read from said message depository said message from the remittance source, based on said notified depository information, and to reproduce the read message at said information terminal (column 13, line 49-column 14, line 20).

Regarding to claim 10, Vajk further discloses information terminal is communicable connected with said message depository of each said ATM via said communications network and has a message reproducing function for reproducing said message from the remittance source which message is stored in said message depository, said information terminal being operable to read from said message depository said message from the remittance source, based on said notified depository information, and to reproduce the read message at said information terminal (column 13, line 49-column 14, line 20).

Regarding to claim 11, Vajk further discloses information terminal is communicable connected with said message depository of each said ATM via said communications network and has a message reproducing function for reproducing said message from the remittance source which message is stored in said message depository, said information terminal being operable to read from said message depository said message from the remittance source, based on said notified depository information, and to reproduce the read message at said information terminal (column 13, line 49-column 14, line 20).

Regarding to claim 12, Vajk further discloses information terminal is communicable connected with said message depository of each said ATM via said communications network and has a message reproducing function for reproducing said message from the remittance source which message is stored in said message depository, said information terminal being operable to read from said message depository said message from the remittance source, based on said notified depository information, and to reproduce the read message at said information terminal (column 13, line 49-column 14, line 20).

Regarding to claim 13, Vajk further discloses information terminal is communicable connected with said management apparatus via said communications network and has a remittance transacting function and a message input function for inputting a message to the remittance destination during the remittance transaction; and wherein, when a message to the remittance destination is inputted by said message input function of said information terminal in response to a customer's operation, said information terminal sends said message to said message depository via said communications network for storage and also sends remittance information and depository information of said message to said management apparatus via said communications network for management by said management apparatus (columns 14-15).

Regarding to claim 14, Vajk further discloses if the remittance transaction mail in said first ATM is for the remittance destination associated with another management apparatus which manages transactions in a unique communicating data format different from the electronic transaction format to be used by the first-named management apparatus, said first ATM sends said remittance information and said depository information of said message to said first named management apparatus via said exclusive line, whereupon said first-named management apparatus sends said remittance information and said depository information to the second-named management apparatus (column 6, lines 10-45).

Regarding to claim 15, Vajk further discloses ATMs include a third ATM which is to be managed by said second-named management apparatus and which is communicable connected with said message depository via said public communications network and which has a message reproducing section for reproducing said message from the remittance source which is stored in said message depository; and wherein

when said message from the remittance source is recognized by the remittance-destination customer at said third ATM, said third ATM reads said message from the remittance source from message depository, based on said depository information obtained from said second-named management apparatus, for reproduction thereby (column 6, lines 10-20).

Regarding to claims 16-17, Vajk further discloses message includes image data and voice data (column 10, lines 24-37 and column 7, lines 3-32).

Claims 21-40 have similar limitations found in claims 1-21 as discussed above, therefore are rejected by the same rationale.

Claim 41 is method claim that is parallel the limitations found in claim 1 as discussed above, therefore, is rejected by the same rationale.

### ***Conclusion***

7. **Claims 1-41 are rejected.**
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Nga B. Nguyen, whose telephone number is (571) 272-6796. The examiner can normally be reached on Monday-Thursday from 8:30 AM-6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hyung S. Sough, can be reached on (571) 272-6799.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1113.

9. **Any response to this action should be mail to:**

Commissioner of Patents and Trademarks

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**or faxed to:**

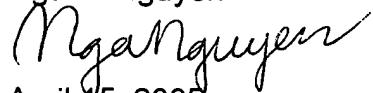
(703) 872-9306, (for formal communications intended for entry)

**or:**

(703) 308-3961 (for informal or draft communications, please  
label "PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park 5, 2451 Crystal  
Drive, Arlington, VA, Seventh Floor (Receptionist).

Nga B. Nguyen



April 15, 2005